

**IDAHO CONTRACTORS BOARD**  
**Bureau of Occupational Licenses**  
700 West State Street, P.O. Box 83720  
Boise, ID 83720-0063

**Board Meeting Minutes of 1/28/2020**

**BOARD MEMBERS PRESENT:** Rodney Underhill - Chair  
Todd B Webb  
Justin (Jessee) Rosin  
Michael Arrington

**BOARD MEMBERS ABSENT:** David S Shurtleff

**BUREAU STAFF:** Kelley Packer, Bureau Chief  
Dawn Hall, Deputy Bureau Chief  
Julie Eavenson, Administrative Support Manager  
Lori Peel, Investigative Unit Manager  
Nicholas Krema, General Counsel  
Rob McQuade, Legal Counsel  
Kim Aksamit, Board Specialist  
Eric Nelson, Board Prosecutor

**OTHERS PRESENT:** Randall Johnson

The meeting was called to order at 9:00 AM MST by Rodney Underhill.

**APPROVAL OF MINUTES**

Mr. Arrington made a motion to approve the minutes of November 12, 2019. It was seconded by Mr. Rosin. Motion carried.

Mr. Arrington made a motion to approve the minutes of December 10, 2019. It was seconded by Mr. Webb. Motion carried.

**COMPLAINT MEMORANDUM**

Ms. Peel gave the investigative report, which is linked above.

**EXECUTIVE SESSION**

Mr. Rosin made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or

registration. It was seconded by Mr. Webb. The vote was: Mr. Webb, aye; Mr. Arrington, aye; Mr. Underhill, aye; and Mr. Rosin, aye. Motion carried.

Mr. Webb made a motion to come out of executive session. It was seconded by Mr. Arrington. Motion carried.

## **FOR BOARD DETERMINATION**

Mr. Webb made a motion to close case numbers CON-2020-35; CON-2020-82; CON-2020-38; CON-2020-49; CON-2020-51; CON-2020-75; CON-2020-78; CON-2020-81; CON-2020-85; and CON-2020-90. It was seconded by Mr. Arrington. Motion carried.

Mr. Webb made a motion to approve the Bureau's recommendation and authorize closure with a warning letter in case numbers I-CON-2018-89; CON-2018-266; CON-2019-10; CON-2019-47; CON-2019-195; CON-2019-198; CON-2019-305; CON-2019-349; CON-2019-350; CON-2020-2; CON-2020-14; CON-2020-17; and CON-2020-62. It was seconded by Mr. Arrington. Motion carried.

## **DISCIPLINE**

Mr. Nelson presented Stipulation and Consent Orders in case number(s) CON-2019-56; CON-2019-72; CON-2019-75; CON-2019-100; CON-2019-102; CON-2019-103; CON-2019-105; CON-2019-07; CON-2019-110; CON-2019-67; and CON-2020-36. Mr. Webb made a motion to approve the Consent Order and allow the Board chair to sign on behalf of the Board. It was seconded by Mr. Rosin. Motion carried.

## **FINAL ORDER**

Mr. Nelson presented a Findings of Fact, Conclusions of Law and Final Order in case number CON-2019-78. Mr. Arrington made a motion to approve the Final Order and allow the Board chair to sign on behalf of the Board. It was seconded by Mr. Webb. Motion carried.

## **PAYMENT PROPOSAL**

Ms. Peel presented payment proposals for CON-2018-87; CON-2018-101; and CON-2019-96. Mr. Webb made a motion to approve the payment proposals. It was seconded by Mr. Rosin. Motion carried.

## **FINANCIAL REPORT**

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$55,937.12 as of December 31, 2019.

## **LAWS AND RULES**

Ms. Packer presented a legislative update. The rules are through the House and the Senate. The Idaho Associated General Contractors is carrying a bill to add the inactive status; to strike the language in Idaho Code § 54-5215 (2) (h) regarding “generally accepted standard of care”.

## **BUREAU BUSINESS**

Mr. Webb made a motion to not continue to add the two additional pieces of paperwork to the renewals. It was seconded by Mr. Rosin. Motion carried.

The Board reviewed the To Do List and no action was taken.

**NEXT MEETING** was scheduled for March 17, 2020 at 10:00 AM MST.

## **BOARD BUSINESS**

### **EXECUTIVE SESSION**

Mr. Arrington made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Mr. Rosin. The vote was: Mr. Rosin, aye; Mr. Arrington, aye; Mr. Underhill, aye; and Mr. Webb, aye. Motion carried.

Mr. Webb made a motion to come out of executive session. It was seconded by Mr. Rosin. Motion carried.

## **APPLICATIONS**

Mr. Webb made a motion to approve the following for registration:

THE TILE GEEK LLC	RCE-52982
BASALT LLC	RCE-53329
GRANITE INNOVATIONS LLC	RCE-53352
LAKE CITY HAULING LLC	RCE-53535
LARGO CONCRETE INC	RCE-53572
LUCKY DOG CONSTRUCTION LLC	RCE-53601
NEED FENCING INSTALLED LLC	RCE-53607
BJS ELITE CONSTRUCTION LLC	RCE-53608
JONES CAMERON DAVID	RCT-53464
PEARSON MICHAEL WILLIAM	RCT-53461

It was seconded by Mr. Rosin. Motion carried.

Mr. Webb made a motion to approve the following pending receipt of additional information and review by the chair:

901172437

It was seconded by Mr. Rosin. Motion carried.

## **ADJOURNMENT**

Mr. Arrington made a motion to adjourn the meeting at 11:37 AM MST. It was seconded by Mr. Rosin. Motion carried.

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Rodney Underhill, Chair